

**273 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.10402 of 2017(O&M)
DATE OF DECISION:25.09.2017

Randhir Singh Uppal

...Petitioner

Vs.

State of Punjab & another

..Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. K. S. Khehar, Advocate
for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

DAYA CHAUDHARY, J.(ORAL)

Heard arguments of learned counsel for the parties.

Arguments have been raised from both sides regarding date of birth that the date of birth of the petitioner is 16.09.1959 and 26.10.1961. However, it could not be verified from matriculation certificate issued by Punjab School Education Board as that record had already been destroyed.

Learned counsel for the petitioner submits that while rejecting the claim of the petitioner no reason whatsoever has been mentioned and non-speaking order has been passed. On perusal of impugned order dated 05.02.2014, it is revealed that date of birth of the petitioner may be treated as 16.09.1959 instead of 26.10.1961 in his service record. However, no justification or reason has been mentioned in the impugned order.

It has also been pointed out by learned counsel for the petitioner that date of birth in the matriculation certificate issued by Punjab School Education Board was rectified and it was mentioned as 26.10.1961. Same date of birth was relied by the Punjab Public Service Commission

at the time of selecting/appointing as D. S. P. but all these documents have not been taken into consideration by respondents-Department.

Without saying anything on the veracity of the documents relied by both the sides and finding the impugned order non speaking and vague, it could be in the interest of justice to direct the respondent to reconsider the claim of the petitioner and decide the same by passing a detailed speaking order. Necessary exercise be done within a period of one month. It is also mentioned that in case the claim of the petitioner is decided favourably, the petitioner shall be entitled for all benefits.

Accordingly, impugned order dated 05.02.2014 (Annexure P-8) is hereby quashed.

25.09.2017
rimpal

(DAYA CHAUDHARY)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether reportable:</i>	<i>Yes/No</i>